

# VILLAGE OF RUIDOSO

AGENDA INDEX  
REGULAR COUNCIL MEETING  
OCTOBER 11, 2016 AT 1:00 P.M.

COUNCIL CHAMBERS  
RUIDOSO VILLAGE HALL  
313 CREE MEADOWS DRIVE

## CALL TO ORDER.

## MOMENT OF SILENCE/INVOCATION AND PLEDGE OF ALLEGIANCE/SALUTE TO THE STATE FLAG.

Invocation	Rick Hutchinson, Pastor at Angus Church of the Nazarene.
Pledge of Allegiance	
Salute to the State Flag:	"I Salute the Flag of the State of New Mexico, the Zia Symbol of Perfect Friendship Among United Cultures."

## ROLL CALL.

## APPROVAL OF AGENDA.

## CONSENT REGULAR ITEMS.

PAGE

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|----|---|----|
| 1. | Approval of Governing Body Minutes.<br>September 13, 2016 Regular Meeting   | 1  |
| 2. | Adoption of Resolution 2016-24, a Resolution Declaring the Eligibility and Intent of the Village of Ruidoso to Submit an Application to the New Mexico Department of Transportation for Federal Fiscal Year 2018-2019 TAP Funds for Ruidoso River Trail Phase III.                | 11 |
| 3. | Approval of IFB #2017-005B to Bell Gas, Inc. for Automated Fuel Dispensing Services for the Village of Ruidoso.   | 19 |
| 4. | Approval of Memorandum of Understanding Between the Village of Ruidoso, City of Ruidoso Downs, the 12 <sup>th</sup> Judicial District Attorney and the County of Lincoln for the Operation of the White Mountain Drug Task Force (aka) Lincoln County Narcotics Enforcement Unit. | 29 |
| 5. | Approval of Memorandum of Understanding Between the Village of Ruidoso and the County of Lincoln for the Provision of Regulation Services of Residential and Commercial Construction within Certain Specified Areas of the County of Lincoln.                                     | 39 |
| 6. | Approval of Change Order No. 1 with Guardiola Construction, Inc. for the Ruidoso River Trail Phase II Project (NMDOT Project No. SB00013) to Change Notice to Contractor Language to New Federal Contracting and Civil Rights Requirements.                                       | 57 |

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| 7.  | Approval of Amendment Number 17 to Sub-Grant Agreement FEMA-1783-DR-NM-005 with the New Mexico Department of Homeland Security and Emergency Management for an Extension to August 14, 2017.  | 107 |
| 8.  | Approval of Accelerator Letter of Agreement Between the Ruidoso Stakeholder Group Forming a Steering Committee, The Village of Ruidoso and the MainStreet Program to Define the Expectations and Benefits of Accelerator Process Designation.   | 193 |
| 9.  | Request to Schedule a Public Hearing on November 8, 2016 for Ordinance 2016-17, an Ordinance Amending the Village Of Ruidoso Municipal Code of Ordinances Chapter 54 Land Use, Section 54-106 Short-Term Residential Rental Overlay Zone, to Revise the Procedure for Registrations and Administration.   | 199 |
| 10. | Request to Schedule a Public Hearing on November 8, 2016 for Part of Case #RP-2016-0491 to Consider Approval of a Re-Plat and Public Dedication of a Part of Loop Drive to the Village of Ruidoso Within the Midway Townsite; Block 11, Lots 1 & 2, Midway Townsite Subdivision; Owner/Applicant: Robbie Bova; Agent: Eric Collins - D.T. Collins & Associates. | 209 |

**PUBLIC INPUT. (LIMITED UP TO THE FIRST HOUR OF THE MEETING).**

**MAYORAL REPORTS AND PRESENTATIONS.**

Presentation by Todd Oberheu on the Bond Election and the Plans for Lincoln County Medical Center.

**VILLAGE MANAGER REPORT.**

225

Presentation of Employees and Department of the Quarter.

**REPORTS FROM MUNICIPAL OFFICIALS.**

**PUBLIC HEARINGS.**

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|----|--|-----|
| 1. | Ordinance 2016-14, an Ordinance Whereby the Village of Ruidoso Grants Valor Telecommunications of Texas, LLC, D/B/A Windstream Communications Southwest ("Windstream") and its Successors and Assigns, the Non-Exclusive Franchise, License, Right and Privilege to Construct, Erect, Operate and Maintain Its Telecommunications Business Within the Limits of the Village of Ruidoso. (POSTPONED FROM SEPTEMBER 13, 2016 REGULAR COUNCIL MEETING.) | 291 |
| 2. | Ordinance 2016-16, an Ordinance Granting to Public Service Company of New Mexico, a New Mexico Corporation, a Franchise to Furnish Electricity Within the Village Ruidoso, Lincoln County, New Mexico, and Granted to Public Service Company of New Mexico ("PNM"), the Right to Use any Public Highway, Street, Alley, Road or Other Public Place Within the Present or Future Municipal Limits of the Village of Ruidoso.                          | 299 |

## **REGULAR ITEMS.**

1. Discussion and Possible Action on Award of IFB #2017-006B to Cherokee Enterprises, Inc. for Alto Dam Improvement Project Re-Bid, in an Amount not to Exceed \$452,251.06, Including Gross Receipts Tax. 307
2. Discussion and Possible Action on Award of IFB #2017-001B to Cherokee Enterprises, Inc. for Service Area Interconnect and Booster Station Replacement Project, in an Amount not to Exceed \$1,408,882.43, Including Gross Receipts Tax. 311
3. Discussion and Possible Action on Agreement with MCM Elegante Lodge & Suites for Professional Services for Advertising, Promotion, and Marketing of the Ruidoso Convention Center. 345
4. Discussion and Possible Action on Third Renewal Agreement with John Shomaker & Associates, Inc. for Professional Geologic and Hydrogeologic Services. 355
5. Discussion and Possible Action on Third Renewal Agreement with Atkins Engineering for Professional Waters Right Acquisition, Leasing, Permitting, Diversion Accounting Consulting Services. 389
6. Discussion and Possible Action on Third Renewal Agreement with Hennighausen & Olsen, L.L.P. for Professional Water Rights Attorney Services. 425

## **BOARD AND COMMISSION APPOINTMENTS.**

### **CLOSED SESSION.**

- Discussion of the purchase, acquisition, and/or disposal of real property and/or water rights by the Village of Ruidoso §10-15-1.H.8, NMSA 1978.

Any action taken as a result of the closed session will be brought back into open session.

### **ADJOURN.**

I certify that notice has been given in compliance with Sections 10-15-1 through 10-15-4 NMSA 1978 and Resolution 2016-08. If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the Village Clerk at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Village Clerk if a summary or other type of accessible format is needed.